

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

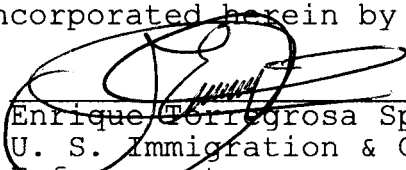
'08 MJ 8382

UNITED STATES OF AMERICA)	Magistrate Case No.:
)	
Plaintiff,)	COMPLAINT FOR VIOLATION OF
)	
v.)	21 U.S.C. § 952 and 960
)	Importation of a Controlled
Fernando AGRAMON-Romero,)	Substance (Felony)
)	
Defendant.)	

The undersigned complainant being duly sworn states:

That on or about May 5, 2008 within the Southern District of California, defendant Fernando AGRAMON-Romero, did knowingly and intentionally import approximately 17.41 kilograms (38.30 pounds) of marijuana, a Schedule I Controlled Substance, into the United States from a place outside thereof, in violation of Title 21, United States Code, Section 952 and 960.

The complainant states that this complaint is based on the attached Statement of Facts incorporated herein by reference.


Enrique Torregrosa Special Agent
U. S. Immigration & Customs
Enforcement

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 6th DAY
OF MAY 2008.


NITA L. STORMS
UNITED STATES MAGISTRATE JUDGE

1 UNITED STATES OF AMERICA

v.

2 Fernando AGRAMON-Romero

3 STATEMENT OF FACTS

4 This complaint is based on the reports, documents, and notes
5 furnished to U.S. Immigration and Customs Enforcement Special Agent
6 Enrique Torregrosa.

7 On May 5, 2008, at approximately 1530 hours, Fernando AGRAMON-
8 Romero entered the United States from the Republic of Mexico via
9 the Andrade, California Port of Entry. AGRAMON made entry into the
10 United States driving a 1997 Ford Thunderbird bearing Baja
11 California Mexican plates AJA1285. AGRAMON was the driver, sole
12 occupant and registered owner of the vehicle.

13 At primary inspection, AGRAMON gave a negative Customs
14 declaration to Customs and Border Protection Officer (CBPO)
15 Kessler. CBPO Kessler asked AGRAMON about his trip to the United
16 States and AGRAMON stated he was going to Marshall's in Yuma,
17 Arizona. AGRAMON also stated that he owned the vehicle for about
18 three weeks. CBPO Kessler conducted a cursory inspection of the
19 vehicle and noticed that the vehicle was clean, but with mud on the
20 bottom side of the front bumper. CBPO Kessler referred the AGRAMON
21 and his vehicle to vehicle secondary for further inspection.

22 At the secondary area, CBPO Juarez obtained a negative Customs
23 declaration and requested for CBP Canine Officer Dahin to search
24 the vehicle. CBP Canine Officer Dahin screened the vehicle
25 utilizing his assigned Human/Narcotic Detector Dog (HNDD). HNDD
26 alerted to the passenger side front bumper. CBPO Dahin advised
27 SCBPO Bowles of the alert and CBPO Lynn escorted AGRAMON to the
28 pedestrian secondary office for further inspection.

1 A subsequent search of the vehicle by CBPO Lawton and CBP
2 Canine Officer Dahin revealed eighteen packages concealed within
3 the front bumper. The approximate weight of the packages was 17.41
4 kilograms (38.30 pounds). CBP Canine Officer Dahin probed one
5 package, which produced a green leafy substance, which field-tested
6 positive for marijuana.

7 AGRAMON was arrested for importation of marijuana into the
8 United States. AGRAMON was advised of his Miranda Rights, which he
9 acknowledged and waived agreeing to answer questions without the
10 presence of an attorney. AGRAMON stated that he was going to be
11 paid \$800.00 to smuggle the marijuana into the United States.
12 AGRAMON also stated that he knew it was illegal to smuggle
13 marijuana into the United States.
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